

Regular Session, 2009

HOUSE BILL NO. 451

BY REPRESENTATIVE FOIL

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

WATERWAYS/SCENIC RIVERS: Adds Bayou Manchac to the Historic and Scenic Rivers system

1 AN ACT

2 To amend and reenact R.S. 56:1856(B) and to enact R.S. 56:1855(M), relative to historic  
3 and scenic rivers; to include certain waters within the state historic and scenic rivers  
4 system; to provide for exceptions; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 56:1856(B) is hereby amended and reenacted and R.S. 56:1855(M)  
7 is hereby enacted to read as follows:

8 §1855. Exceptions

9 \* \* \*

10 M.(1) Notwithstanding the provisions of R.S. 56:1856(B)(2), the department  
11 shall permit the construction of flood control projects on Bayou Manchac that  
12 include replacing the structures at Alligator Bayou and Frog Bayou; providing a  
13 structure for constricting the backwater flow in Bayou Manchac; constructing,  
14 elevating, or protecting the road along the south side of Bayou Manchac in the  
15 vicinity of and to the west of the Alligator and Frog Bayou water control structures;  
16 or any realignment of the lower portion of Ward Creek that flows into Bayou  
17 Manchac.

18 (2) Notwithstanding other provisions of R.S. 56:1853, snagging and dredging  
19 operations for drainage purposes in Bayou Manchac shall be permitted by the

1 department. Any such permit shall be issued in accordance with the requirements  
 2 and procedures provided for in R.S. 56:1849.

3 (3) No provision in this Chapter shall prohibit the construction of any bridge  
 4 across Bayou Manchac.

5 \* \* \*

6 §1856. Historic and scenic rivers

7 \* \* \*

8 B. The following ~~is~~ are designated as ~~a~~ historic and scenic ~~river~~ rivers:

9 (1) Bayou St. John within the boundaries of Orleans Parish.

10 (2) Bayou Manchac - From the Amite River to the Mississippi River.

### DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

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HB No. 451

Proposed law adds Bayou Manchac from the Amite River to the Mississippi River located on the boundaries of the parishes of Ascension, East Baton Rouge, and Iberville into the state historic and scenic rivers system.

Proposed law requires the Dept. of Wildlife and Fisheries to permit flood control projects on Bayou Manchac that include replacing structures at Alligator Bayou and Frog Bayou, constricting backwater flow, work on the adjacent road south of Bayou Manchac, and realignment of Ward Creek. Also requires the department to permit snagging and dredging operations for flood control purposes.

Proposed law provides that the Louisiana Scenic Rivers Act shall not prohibit the construction of a bridge across Bayou Manchac.

(Amends R.S. 56:1856(B); Adds R.S. 56:1855(M))

### Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Natural Resources and Environment to the original bill.

1. Requires the Dept. of Wildlife and Fisheries to permit certain flood control projects and snagging and dredging operations for flood control purposes.
2. Provides that the Louisiana Scenic Rivers Act shall not prohibit the construction of a bridge across Bayou Manchac.